

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**  
**ORDINARY ORIGINAL CIVIL JURISDICTION**

**SUMMONS FOR JUDGMENT NO. 804 OF 2004**  
**IN**  
**Summary SUIT NO. 115 OF 2003**

Madhusudan K. Gandhi . .... Plaintiff

vs.

M/s. Amratlal & Dhirajlal & Co. & anr. ... Defendants

F. Sayyed i/b. M. K. Ambalal 7 Co., for Plaintiff  
Tushar Garodia for defendant

**CORAM: S. U. KAMDAR J.**

Date: 28/9/2005

P.C.

The present suit is filed on a dishonoured cheque dated 9<sup>th</sup> March 1999. The suit is lodged on 27<sup>th</sup> December 2002, which is beyond the period of 3 years. In that view of the matter unconditional leave to defend.

Summons for Judgment dismissed.

Suit transferred to the list of Commercial causes. Written statement or points of defence to be filed four weeks from today. Affidavits, list of documents to be filed within four weeks thereafter. Inspection within four weeks thereafter. Suit to be on board of the learned Judge taking Commercial Causes.

(S. U. KAMDAR J.)